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**FROM:** JiNan Glasgow

**TO:** Rodney P. Swartz, PhD, USPTO Primary Examiner, Art Unit 1645

**FAX:** 703-872-9306

**DATE:** 3/17/2004

**RE:** patent application no. 10/665,233 response to Election/Restrictions

**TOTAL PAGES (including cover):** 4

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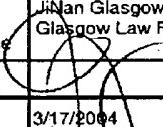
(to be used for all correspondence after initial filing)

		Application Number	10/665,233
		Filing Date	09/17/2003
		First Named Inventor	Gilles R. G. MONIF
		Art Unit	1645
		Examiner Name	Rodney P. SWARTZ, PhD
Total Number of Pages in This Submission	4	Attorney Docket Number	1365-001

**ENCLOSURES (Check all that apply)**

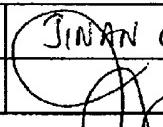
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Technology Center (TC)
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<i>Response to Restriction/Election Requirement</i>		

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm or Individual name	JiNan Glasgow Glasgow Law Firm, PLLC
Signature	
Date	3/17/2004

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Typed or printed name	JINAN GLASGOW
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Attorney Docket #1365-001

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**MAR 17 2004**

In re the Patent Application of:

Monif Art Unit: 1645

Application No: 10/665,233 Examiner: R. Swartz

Filed: 09/17/2003 Paper No. \_\_\_\_

For: MYCOBACTERIUM AVIUM SUBSPECIES PARATUBERCULOSIS ORAL  
VACCINE AND METHODS

**RESPONDING TO 02/17/2004 OFFICE ACTION**

**RESTRICTION/ELECTION REQUIREMENT**

Honorable Commissioner of Patents

PO Box 1450

Alexandria, VA 22313

Sir:

In response to the 02/17/2004 Office Action in the above-identified application requiring a restriction and/or election of a single disclosed invention regarding Invention I drawn to a method of immunizing hosts, classified in class 424 subclass 9.1; Invention II drawn to a method of identifying an organism, classified in class 435 subclass 253.1; and Invention III drawn to a vaccine composition, classified in class 424 subclass 248.1, the following election is made, without traverse, for prosecution of the case on the merits: **Invention I, which includes claims 1-6.**

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Attorney Docket #1365-001

Note that the Applicant asserts that there is no undue burden on the Examiner to make a search and office action on the merits for the invention as claimed in the initial application, including what the examiner has indicated as being separate inventions, those elected and not elected at this time. As such, the Applicant asserts that all claims should be examined on the merits at this time, but nonetheless makes the election as indicated so that substantive examination on the claims 1-6 may proceed accordingly.

If any issues remain outstanding, incident to the allowance of the application, Examiner Swartz is respectfully requested to contact the undersigned attorney at (919)-664-8222 or via email at [jinang@trianglepatents.com](mailto:jinang@trianglepatents.com) to discuss the resolution of such issues, in order that prosecution of the application may be advanced and ultimately concluded favorably to the applicant, consistent with the applicant's making of a substantial advance in the art.

Respectfully submitted,

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